



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 9  
75 Hawthorne Street  
San Francisco, CA 94105-3901

February 3, 2009

Robert Grimalia, Vice President  
Union Pacific Railroad Company  
10031 Foothills Boulevard  
Roseville, CA 95747-7101

Re: Settlement Agreement for Recovery of Response Costs  
Brown & Bryant Superfund Site, Arvin, California

Dear Mr. Grimalia:

Enclosed please find a copy of the fully executed Settlement Agreement for Recovery of Response Costs (Settlement Agreement).

On December 19, 2008, EPA published notice in the Federal Register seeking public comment on the Settlement Agreement. The public comment period closed on January 20, 2009, and no comments were received.

We appreciate the cooperative approach Union Pacific Railroad Company has taken in negotiating the matters addressed in the Settlement Agreement. EPA looks forward to further cooperation in the implementation of the remedy at the Brown & Bryant Site.

Sincerely,

A handwritten signature in black ink, reading "Kathleen Salyer", is written over the typed name.

Kathleen Salyer  
Assitant Director  
Superfund Division

Cc: Marc Zeppetello, Esq. Barg Coffin Lewis & Trapp, LLP  
Mark Stehly, Assistant Vice President, BNSF Railway Company